

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of	:	
	:	
JEFFREY S. KIEL, ET AL.	:	
	:	Group Art Unit: 1625
Serial No.: 10/806,022	:	
	:	Examiner: Oh, Taylor V.
Filed: 03/22/2004	:	
	:	
For: PROCESS FOR PREPARING PHENOLIC	:	
ACID SALTS OF GABAPENTIN	:	

RESPONSE AFTER FINAL REJECTION

Mail Stop AF
Commissioner of Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This response is being submitted in response to the Final Office Action of
April 14, 2008.

REMARKS

Applicants would like to thank the Examiner for acknowledging that the double patenting rejection of claims 1-2, 5-9, and 18-9 based on copending Application No. 10/269,027 has been withdrawn based on the Terminal Disclaimer filed January 11, 2008.

Applicants would also like to thank the Examiner for withdrawing the rejection of claims 1-2 and 5-21 under 35 U.S.C. 103 (a) based on *Patel et al.* in view of *Gordziel* and acknowledging that Applicants made a convincing argument.

Claims 1-2 and 5-21 are currently rejected under 35 U.S.C. 103 (a) as being unpatentable over *Bryans et al.* (US 7,141,606) in view of *Berge et al.* (J. of